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11/18/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael W. Leviten

Serial No.: 09/887,552

Filed: June 21, 2001

Title: Transgenic Mice Containing Cerberus Gene  
Disruptions

Group Art Unit: 1632  
Customer No. 26619  
Deposit Account # 50-1271  
Docket/Order No. R-67

Examiner: PARAS JR, PETER

Date: November 4, 2002

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Office Action of September 3, 2002, concerning the Examiner's restriction to the claims in the above-referenced patent application, Applicants hereby elect, without traverse, Invention 3 directed to claims 8 and 10, drawn to a transgenic non-human animal comprising a disruption in a cerberus gene and a method of producing a transgenic mouse comprising a disruption in a cerberus gene, classified in classes 800, 800 and 800, subclasses 13, 18 and 25. Applicants submit concurrently herewith a Petition for Extension of Time for a period of one month from October 3, 2002, up to and including November 4, 2002.

Respectfully submitted,  
DELTAGEN, INC.

*November 4, 2002*

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**CERTIFICATE OF MAILING**

I certify that this document and enclosures are being deposited with the U. S. Postal Service with sufficient postage as first class mail in an envelope addressed to The Commissioner for Patents, Washington, D.C. 20231, BOX AMENDMENT November 4, 2002.

*Don Nixon*

Don Nixon